GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants - Review petition - Sri M.S.Murali, the then Revenue Divisional officer, Santhanuthalapadu, presently working as RDO Madanapalle - Disciplinary proceedings initiated - Imposed a penalty of "Reduction in rank to Tahasildar" - Review petition fled - Admitted - Penalty revoked restoring the original cadre of Deputy Collector - Modified penalty of 'Stoppage of three increments with cumulative effect - Imposed - Orders - Issued.

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REVENUE (VIGILANCE.I) DEPARTMENT

G.O.Rt.No.309

Dated:13.03.2024
Read the following:

1. G.O.Rt.No.46, Revenue (Vig.I) Dept., Dt.17.01.2024
2. G.O.Rt.No.130, Revenue (Vig.I) Dept., Dt.31.01.2024
3. Review petition dt: 24.01.2024 filed by Sri M.S.Murali, the then Revenue Divisional officer, Santhanuthalapadu, presently working as RDO Madanapalle

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ORDER:

Whereas, in the G.O 1st read above, orders have been issued imposing a punishment of "Reduction in rank to Tahasildar " against Sri M.S.Murali, the then Revenue Divisional officer, Santhanuthalapadu, presently working as Revenue Divisional Officer Madanapalle as the article of charge framed against him for the irregularities committed in according permission for conversion of land measuring Ac.66.25 cents In Sy. No.344 of Pernamitta village, SantanuthalapuduMandal, Prakasam district which is an institution land, into non-agriculture purpose vide Revenue Divisional Officer, Ongole proceedings D.Dis.D1/1846/2013, D.Dis/D1/1845/2013. D.dis.1848/2013 and D.Dis.DI/1847/20013. dated 31.10.2013, are held proved by the Inquiry Authority cum Joint Collector, Prakasam. Subsequently, vide G.O 2nd read above, the same has been kept under abeyance until further orders.

2. Aggrieved by the above punishment orders, Sri M.S.Murali, the then Revenue Divisional officer, Santhanuthalapadu, presently working as Revenue Divisional Officer Madanapalle has fled review petition before the Government denying the allegations and asserting that the then Tahsildar, S.N.Padu in his Personal Inspection Report while submitting proposals, stated that the lands for conversion have no litigation/encroachment issues; that they are not assigned/ULC Surplus/Agricultural Celling Surplus/Tank bed lands and also no non-agricultural activities were found during the inspection of the said land. The Tahsildar also confirmed that it was private patta land, not institutional, legally transferred to the applicants for valuable consideration, allowing them to seek non-agricultural use as mentioned in his report. The Tahsildar has recommended for conversion of 16.56 1/4 cents for each of the four applicants and they have paid Rs.8,94,400/- each as conversion fee @ 9 %. After receiving specific recommendations from the Tahsildar, S.N. Padu, the charged officer, being the authority responsible, have approved the conversion of the land from agricultural land to non-agricultural land in accordance with the prevailing acts and rules governing such conversions. Further, the Commissioner of Endowments, AP, issued a "No Objection Certificate" (NOC) for the registration of the aforementioned lands in the year 2009. As mere conversion of any land from agricultural to non-agricultural purpose doesn't confirm any right over the property, the Endowment department is at liberty to file a civil suit for declaration of title and further added that soon after receipt of proposals from the concerned Tahsildars, if the conversion of Agri. Lands into Non- Agricultural purpose not initiated within 60 days from the date of receipt of proposals, the lands applied for Non- Agricultural purpose deemed to have been converted, as per rules in force. While stating above he has requested to examine the material evidences submitted by him and to consider the submissions made above, and exonerate him from the charges and drop the orders issued by the disciplinary authority.

3. And whereas, the review petition of Sri M.S.Murali, the then Revenue Divisional officer, Santhanuthalapadu, presently working as Revenue Divisional Officer Madanapalle has been admitted and a personal hearing has been conducted by the competent authority on 05.02.2024.

4. After careful examination of the grounds put forth in the review petition and also after hearing to both oral and written pleadings of the petitioner during the personal hearing,

(Contd..2)

Government have observed that conversion of the land from agricultural to non-agricultural purpose was conducted in accordance with the prescribed procedures, with due recommendations from Tahsildar, Santhanuthalapadu. The confirmation of the land's non-institutional status by the Endowment Department serves to reinforce the validity of the conversion process. Further, it is important to note that under the applicable rules, if proposals for conversion are not addressed within 60 days of receipt from the Tahsildars, the lands are automatically deemed to have been converted to non-agricultural use. However, the mere conversion of land from agricultural to non-agricultural use does not confer any inherent rights or ownership over the property, and hence, in the above back drop, Govt., have decided that the major punishment of "Reduction in rank as Tahsildar" imposed on Sri M.S.Murali, the then Revenue Divisional officer, Santhanuthalapadu, presently working as Revenue Divisional Officer Madanapalle be revoked duly restoring his original cadre of Deputy Collector. However, the punishment of Stoppage of three increments with cumulative effect shall be imposed on him.

5. Government, in exercise of the powers conferred under rule- 38(a) of Andhra Pradesh Civil Services (Classification Control & Appeal) Rules, 1991, here by revoke the punishment of "Reduction in rank as Tahsildar" imposed on Sri M.S.Murali, the then Revenue Divisional officer, Santhanuthalapadu, presently working as Revenue Divisional Officer Madanapalle duly restoring his original cadre of Deputy Collector and impose a punishment of Stoppage of three increments with cumulative effect on him.

6. The Chief Commissioner of Land Administration, A.P., Mangalagiri/ District Collector, Prakasam, shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT(LANDS)(FAC)

To:
Sri M.S.Murali, the then Revenue Divisional officer, Santhanuthalapadu, presently working as Revenue Divisional Officer Madanapalle through the Chief Commissioner of Land Administration, A.P., Mangalagiri.
The Chief Commissioner of Land Administration, A.P., Mangalagiri.
Copy to:
The OSD to the Hon'ble Minster (Rev, Stamps & Regn).
The Collector & District Magistrate, Prakasam District.
Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER